

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : BAILEY, Thomas William *et al.*
Application No. : 10/509,465
Filing Date : September 28, 2004
Title : *Method and Apparatus for Loading a Container with a Product*

Conf. No. : 2241
Group / Art Unit : 3751
Examiner : Maust, Timothy Lewis

Docket No. : PG4774USW

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

This Response to the Notice of Allowance dated July 21, 2008 includes a Request for Continued Examination and an Information Disclosure Statement. These are filed to make of record US Patent No. 7,426,815, which issued from the commonly-owned application, USSN 09/979,569, and related prosecution exchanges in that case. The claims of the '569 application (now present in the '815 patent) have been raised previously in the prosecution of the present application. The '815 patent granted only after withdrawal of a provisional obviousness-type double patenting rejection over the claims of the present application. This grant allows any corresponding issues in the present application to be considered on a non-provisional basis.

If no issues of patentability are found in this application, a further Notice of Allowance is hereby requested.

Respectfully submitted:

Dated: October 17, 2008

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